

## CITY COMMISSION MINUTES

March 17, 2009

7:00 p.m.

The regular meeting of the Junction City City Commission was held on Tuesday, March 17, 2009 with Mayor Mick Wunder presiding.

The following members of the Commission were present: Terry Heldstab, Mike Rhodes, Ken Talley, Jack Taylor and Mick Wunder. Staff present was: City Manager, Rod Barnes, City Clerk Tricia Gowen, City Engineer Christina Cook, and City Attorney Catherine Logan.

### PLEDGE OF ALLEGIANCE

### GENERAL DISCUSSION

*(The Commission requests that comments be limited to a maximum of five minutes for each person.)*

**Mick Zurmely, 419 W. 2<sup>nd</sup> Street, Junction City, Kansas** stated that he was concerned with the traffic flow on West 2<sup>nd</sup> Street and Madison Street by Franklin Elementary School. He stated that there is great congestion and confusion and cars are parked on both sides of the streets. He is concerned that someone is going to be seriously hurt or killed due to the congestion. Mr. Zurmely stated that the residents on 2<sup>nd</sup> Street would like to see the street become a one-way street from Madison to Jackson Street. The residents would also like to see Madison become a one-way street from 3<sup>rd</sup> Street to 2<sup>nd</sup> Street. Commissioner Talley stated that the City staff is currently working with the schools and the parents in the Safe Routes to Schools program and traffic congestion is one of the issues they are exploring. City Engineer, Christina Cook, informed the Commission that she has a meeting scheduled with KDOT at the end of March to discuss the next step of the Safe Routes to Schools program. Commissioner Talley requested that Ms. Cook inform Mr. Zurmely and Mrs. Phyllis Gibson, Franklin Elementary principal, of any actions she recommends for this area.

### CONSENT AGENDA

Mayor Wunder stated that the Commission has recommended that the March 31, 2009 Commission meeting be cancelled due to a lack of items for the agenda. Commissioner Rhodes moved, seconded by Commissioner Heldstab to approve the Consent Agenda as amended. Ayes: Heldstab, Rhodes, Talley, Taylor, Wunder. Nays: None. Motion carried. The Consent Agenda consisted of the following:

- a. Approval of the **March 3, 2009**, City Commission meeting minutes.
- b. The consideration of **Appropriation Ordinance** dated February 26, 2009, through March 11, 2009, in the amount of \$1,489,759.21.
- c. Monthly Department Reports:
  1. Water
  2. Personnel
  3. Rolling Meadows Golf Course
  4. Recreation
  5. Fire/EMS
  6. Codes
  7. Police

- d. The consideration and approval of **Payroll #4 and Payroll #5** for the month of February 2009, in the amounts of \$207,308.51 (#4, February 13, 2009) and \$219,965.80 (#5, February 27, 2009)
- e. The consideration and approval of **Grant Application Submission** for the following:
  - 1. **Arts Infrastructure Support Grant Program** through the Kansas Arts Commission, in the amount of \$1,766.00, for the Arts Council Executive Board to attend the 2009 National Arts Marketing Conference in Providence, Rhode Island. (Kansas Arts Commission will pay two-thirds of the expenses and the remaining costs covered will be paid by the non-profit side of the Junction City Arts Council.)
  - 2. **Kansas Arts on Tour Grant**, in the amount of \$1,568.00. This will provide funding for Junction City Arts Council events, to include two bands for the 2009 summer concert series, Juneteenth musician, storyteller, juggler-mime-magic and 2010 Irish Dinner and Dance. The grant will pay 40% of the cost of the programs and the remaining funds will be provided by the Junction City Arts Council budget.
  - 3. **Kansas Visual Arts Program Grant**, in the amount of \$1,500.00 and will provide support for the Eye See exhibition by Michaela Groeblacher. There are no match dollars to this grant.
  - 4. **Kansas Arts Commission Operational Support Grant** to provide funding to support Junction City Arts Council events from July 1, 2009, through June 30, 2010, to include Concert in the Park, Art Exhibits, Film Festival, Murder Mystery Dinner, Masquerade Ball, Irish Dinner and Dance, Noon Brown Bag Concerts and Gallery Walks. The amount of the grant will be determined after the State makes its commitment to the Kansas Arts Commission.
- f. The consideration and approval of **Cancellation of March 31, 2009, City Commission Meeting**.
- g. The consideration and approval of **Pay Request #2** by Ebert Construction Co., Inc., for construction services through February 28, 2009, for the Spring Valley Road – Fox Sparrow Court to Sutter Woods Road project, in the amount of \$179,239.28. (Project is 19.32% complete and payment will be submitted to TRF0072.)
- h. The consideration and approval of **Resolution of Support, R-2550** to submit an application - letter of support to the Kansas Department of Transportation for use of transportation enhancement funds for the Grant Avenue enhancement project.
- i. The consideration and approval of a **Pay Request** by Ben Kitchens Painting in the amount of \$29,980 for work at 1803 N Madison to be reimbursed by the HOME Grant.

## **APPOINTMENTS**

- a. The consideration and approval of the appointment of Dianne Hepler to the Junction City Tree and Flower Board for a term of two years ending December 31, 2010. Commissioner Talley moved, seconded by Commissioner Rhodes to approve the appointment of Dianne Hepler to the Junction City Tree and Flower Board for a term of two years ending December 31, 2010. Ayes: Heldstab, Rhodes, Talley, Taylor, Wunder. Nays: None. Motion carried.

- b. The consideration and approval of the appointments of Steve Hoambrecker and Joseph Miller to the Junction City Arts Council to fill two unexpired terms, both of which expire December 2010. Commissioner Heldstab moved, seconded by Commissioner Taylor to approve the appointment of Steve Hoambrecker and Joseph Miller to the Junction City Arts Council to fill two unexpired terms, both of which expire December 2010. Ayes: Heldstab, Rhodes, Talley, Taylor, Wunder. Nays: None. Motion carried.
- c. The consideration and approval of the re-appointment of Micheline Fields to the Junction City Tree and Flower Board for a term of two years ending December 31, 2010. Commissioner Talley moved, seconded by Commissioner Rhodes to approve the re-appointment of Micheline Fields to the Junction City Tree and Flower Board for a term of two years ending December 31, 2010. Ayes: Heldstab, Rhodes, Talley, Taylor, Wunder. Nays: None. Motion carried.

## **SPECIAL PRESENTATIONS**

- a. The presentation of proposed revised 2009 budget. City Manager, Rod Barnes, reviewed the actions the City staff will implement to save an approximate \$978,000 in the 2009 budget (attachment). Mr. Barnes stated that no action is needed by the Commission; this is an informational presentation. Commissioner Rhodes stated that he applauds the City Manager and the City staff for their efforts and for taking a proactive approach to the budget. Commissioner Talley stated that to him, it seems aggressive to leave vacancies in the police and fire departments. Commissioner Talley also applauds the City Manager and City staff on their proactive approach. This information will be posted on the City's web site.
- b. Proclamation declaring Global Love Day, May 1, 2009. **(REMOVED FROM THE AGENDA.)**

## **PUBLIC HEARINGS**

- a. City Engineer, Christina Cook, stated that this action is to square up the city boundaries. The land usage is grandfathered in its current use. Mayor Wunder opened the Public Hearing for annexation of the tract of property owned by Martin and Richard Schmedemann and located east of Dakota Lane and South of Liberty Hall Road. Marty Schmedemann stated that he owns the body shop at this location with his brother. Mr. Schmedemann stated that he understands the City wanting to straighten the borders. He questioned why the other properties in the have not been annexed. He requested the Commission post pone the annexation until it can be determined if the area will be built up or he requested that he receive a tax abatement. He stated that this is just a matter of good business. He and his brother intend on staying and remaining open. Mayor Wunder closed the public hearing.

Commissioner Heldstab inquired as to why this property was being annexed and not included with other properties. City Manager, Rod Barnes, stated that the City is currently working on the annexation process for the other properties in the area. City Engineer, Christina Cook, stated that this property was included in with other properties that were annexed in the fall of 2008. Commissioner Rhodes inquired if this property was surrounded on three sides by city limits. Ms. Cook confirmed that it was. City Attorney, Katie Logan, stated that there is no legal mechanism for the Commission to grant a tax abatement as a condition of the annexation.

## UNFINISHED BUSINESS

- a. The consideration and approval of **R-2552** authorizing the execution and delivery of a master lease agreement with **Systems Finance Corporation** for police cruisers and software. City Manager, Rod Barnes, stated that R-2552 outlines the interest rate and the terms of the lease agreement. Mr. Barnes informed the Commission that the City Attorney has reviewed the agreement and is satisfied with it. Commissioner Rhodes moved, seconded by Commissioner Heldstab to approve R-2552 authorizing the execution and delivery of a master lease agreement with Systems Finance Corporation for police cruisers and software. Ayes: Heldstab, Rhodes, Talley, Taylor, Wunder. Nays: None. Motion carried.

## NEW BUSINESS

- a. The consideration and approval of **Ordinance S-3055** for annexation of the tract of property owned by Martin and Richard Schmedemann and located east of Dakota Lane and South of Liberty Hall Road (**First Reading**). Commissioner Taylor stated that he doesn't see why the City is doing this now and should wait to see if the area is developed. Commissioner Rhodes is concerned about setting a precedence. Commissioner Rhodes moved, seconded by Commissioner Heldstab to approve Ordinance S-3055 for annexation of the tract of property owned by Martin and Richard Schmedemann and located east of Dakota Lane and South of Liberty Hall Road (First Reading). Ayes: Heldstab, Rhodes, Talley. Nays: Taylor, Wunder. Motion carried three to two.
- b. The consideration and approval of **Award of Bid** to Intrust Bank for the purchase of a new ambulance. Lowest bid for financing the ambulance was for \$136,986 at 3.65% for a total financing cost of \$14,936.86; and **R-2551** authorizing the Mayor to sign all documentation relating to the acceptance of the bid and the loan closing. City Manager, Rod Barnes, stated that the City does not solicit bids outside of the community for this type of financing. Mr. Barnes stated that the City received an outstanding interest rate at 3.65%. The current ambulance will be kept and sold outright by the City. The City will take possession of the ambulance on March 24, 2009. The City Attorney has reviewed the loan documentation and is satisfied. Commissioner Rhodes moved, seconded by Commissioner Taylor to approve the Award of Bid to Intrust Bank for the purchase of a new ambulance for \$136,986 at 3.65% for a total finance cost of \$14,936.86 and to approve R-2551 authorizing the Mayor to sign all documentation relating to the acceptance of the bid and the loan closing. Ayes: Heldstab, Rhodes, Talley, Taylor, Wunder. Nays: None. Motion carried.
- c. The consideration and approval of **Freeman Field Runway Overlay Grant Funding**. This moves the project up one year, saves the City \$16,375.00 in the required 5% match for FAA projects, and would leave 2010 FAA entitlement funds untouched. The City of Junction City match would be approximately \$9,750.00. Brad Waller with HWS Consulting informed the Commission that this project was submitted as part of the stimulus request and approved. This project does not expand the runway; only the overlay will be completed. Some of the money in the entitlement fund needs to be used now and the rest can be banked up to four years. City Manager, Rod Barnes, stated that the City is able to do this because the Commission established and approved the Master Plan for Freeman Field. The \$9,750.00 would come from the airport general fund. Commissioner Heldstab moved, seconded by Commissioner Taylor to approve Freeman Field Runway Overlay Grant Funding (project is moved up one year and requires a 5% match by the City in an amount of approximately \$9,750.00). Ayes: Heldstab, Rhodes, Talley, Taylor, Wunder. Nays: None. Motion carried. Mr. Waller stated that the Airport Advisory Board

will be informed at their next meeting in April. Mr. Waller also informed the Commission that KDOT has selected the card reader project for fueling at Freeman Field for an award of \$10,000.00 to fund that project. No action is needed now by the Commission; however, the Commission will have to take action at a later date.

### COMMISSIONER COMMENTS

**Commissioner Heldstab** stated that he attended the Major's graduation in Leavenworth. Approximately 20 Junction City local residents attended and that approximately 60 Majors will be stationed at Fort Riley.

### ADJOURNMENT

Commissioner Talley moved, seconded by Commissioner Heldstab to adjourn at 7:57 p.m. Ayes: Heldstab, Rhodes, Talley, Taylor, Wunder. Nays: None. Motion Carried.

APPROVED AND ACCEPTED THIS 7<sup>th</sup> DAY OF APRIL 2009 AS THE OFFICIAL COPY OF THE JUNCTION CITY CITY COMMISSION MINUTES FOR MARCH 17, 2009.

  
Tricia Gowen, City Clerk

  
Mick Wunder, Mayor